

COMMISSIONER FOR PATENTS

FORM PTO-2053-B (REV. 10/03)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

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In re Application of: MIKI ABE ET AL  
Application No.: 10/781,773  
Filing Date: FEBRUARY 20, 2004  
Title: REPRODUCING METHOD AND APPARATUS, RECORDING  
METHOD AND APPARATUS, PROGRAM RECORDING  
MEDIUM AND PROGRAM, AND RECORDING MEDIUM  
Direct to: Mail Stop MISSING PARTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

### NOTICE UNDER 37 CFR 1.251 – Pending Application

Statement (check the appropriate box):

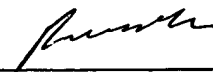
☒ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☐ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

☐ Applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

3/21/05  
Date

  
Signature  
Bradley D. Lytle  
Typed or printed name

**A Copy of this notice should be returned with the reply.**

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/781,773	02/20/2004	Miki Abe	249092US6	3760

22850 7590 12/20/2004

OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.  
1940 DUKE STREET  
ALEXANDRIA, VA 22314

EXAMINER

ART UNIT PAPER NUMBER

DATE MAILED: 12/20/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED: 12/20/04  
OBLON, SPIVAK, McCLELLAND  
MAIER & NEUSTADT, P.C.

**DOCKETING DEPT.**

Initials/Date Docketed: MA 12/20/04

Type of Resp(s): file for construction

Due Date(s): 3/20/05



**UNITED STATES PATENT AND TRADEMARK OFFICE**

COMMISSIONER FOR PATENTS

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**NOTICE UNDER 37 CFR 1.251 - Pending Application**

☐ The file of the above-identified application cannot be located after a reasonable search. Therefore, the Office is initiating the reconstruction of the file of the above-identified application pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of applicant's record (if any) of all of the correspondence between the Office and applicant for the above-identified application (except for U.S. patent documents), a list of such correspondence, and a statement that the copy is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and whether applicant is aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☒ The following paper(s) pertaining to the above-identified application cannot be located after a reasonable search:

Pre-Exam Formalities Notice submitting on 05/12/2004

Therefore, the Office is initiating the reconstruction of such paper(s) pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of the paper(s) listed above and a statement that the copy of such paper(s) is a complete and accurate copy of applicant's record of such paper(s).

Alternatively, applicant may reply to this notice by producing applicant's record (if any) of all of the correspondence between the Office and the applicant for the above-identified application for the Office to copy (except for U.S. patent documents), and provide a statement that the papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), whether applicant is aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records. Such records must be brought to the Customer Service Center in the Office of Initial Patent Examination (Crystal Plaza 2, 2011 South Clark Place, Arlington, VA 22202).

If applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application (or any copy of the paper(s) listed above), applicant must reply to this notice by providing a statement that applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Failure to reply to this notice in a timely manner will result in abandonment of the above-identified application. The three-month period for reply to this notice may be extended (up to a maximum of six months) under the provisions of 37 CFR 1.136(a). However, failure to reply within this three-month period will result in a reduction of any patent term adjustment. See 37 CFR 1.704(b).

☐ A printout from PALM of the contents of the file of the above-identified application is included with this notice.

Direct the reply to this notice to:

Mail Stop: MISSING PARTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Direct questions concerning this notice to:

James Murphy

(703) 305-6890

Docket No.: 249092US6

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313



RE: Application Serial No.: 10/781,773

Applicants: Miki ABE, et al.

Filing Date: February 20, 2004

For: REPRODUCING METHOD AND APPARATUS,  
RECORDING METHOD AND APPARATUS,  
PROGRAM RECORDING MEDIUM AND  
PROGRAM, AND RECORDING MEDIUM

Group Art Unit: 2131

Examiner: Unassigned

SIR:

Attached hereto for filing are the following papers:

**Patent Office Communication dated December 20, 2004 with attached copy of Notice under 37 CFR 1.251 – Pending Application (Form PTO 2053-A) and attached Notice under 37 CFR 1.251 Pending Application (Form PTO Form 2053-B)**

**Response to Notice Under 37 CFR 1.251 Pending Application**

**Copy of Advanced Serial No. postcard indicating docket number 249092US, Serial No. 10/781,773, filed February 20, 2004;**

**Copy of Date-stamped filing receipt dated February 20, 2004;**

**Copy of American Express credit card form in the amount of \$1,326.00;**

**Copy of Utility Patent Application Transmittal Form;**

**Copy of Fee Transmittal form;**

**Copy of Request for Priority with attached copy of priority document JP 2003-058377;**

**Copy of PTO Form 1595 Recordation Form Cover Sheet with attached copy of executed**

**Assignment;**

**Copy of Application Data Sheet (2 pages);**

**Copy of patent application (52 pages including specification and claims) and 15 sheets of drawings;**

**Copy of executed Declaration and Power of Attorney for Patent Application (4 pages);**

**Copy of Official Filing Receipt mailed 5-13-04;**

**Copy of date-stamped filing receipt dated May 20, 2004 with attached Request for Corrected Official Filing Receipt and copy of Official Filing Receipt;**

**Copy of Corrected Filing Receipt mailed 6-7-04;**

**Copy of Notice of Recordation of Assignment Document received August 24, 2004 with attached copy of Form PTO 1595 and copy of executed Assignment; and**

**Copy of Notice of Publication of Application received September 23, 2004.**

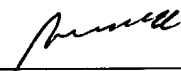
Application Serial No. 10/781,773

Response to Patent Office Communication dated December 20, 2004

We have not included a check as we do not believe any fee is required. In the event there are any Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



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Bradley D. Lytle

Registration No. 40,073

Customer Number

**22850**

(703) 413-3000 (phone)

(703) 413-2220 (fax)

DOCKET NO: 249092US6

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
MIKI ABE, ET AL. : EXAMINER: UNASSIGNED  
SERIAL NO: 10/781,773 :  
FILED: FEBRUARY 20, 2004 : GROUP ART UNIT: 2131  
FOR: REPRODUCING METHOD AND :  
APPARATUS, RECORDING METHOD  
AND APPARATUS, PROGRAM  
RECORDING MEDIUM AND PROGRAM,  
AND RECORDING MEDIUM

RESPONSE TO NOTICE UNDER 37 C.F.R. 1.251 PENDING APPLICATION

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Notice under 37 C.F.R. 1.251 Pending Application indicating that the above-identified patent application filed cannot be located, the undersigned provides herewith a complete copy of Applicants' record of all of the correspondence between the Patent Office and Applicants for the above-identified patent application as requested.

Enclosed is the following:

1. Copy of Advanced Serial No. postcard indicating docket number 249092US, Serial No. 10/781,773, filed February 20, 2004;
2. Copy of Date-stamped filing receipt dated February 20, 2004;
3. Copy of American Express credit card form in the amount of \$1,326.00;
4. Copy of Utility Patent Application Transmittal Form;
5. Copy of Fee Transmittal form;
6. Copy of Request for Priority with attached copy of priority document JP 2003-058377;
7. Copy of PTO Form 1595 Recordation Form Cover Sheet with attached Assignment with attached copy of executed Assignment;
8. Copy of Application Data Sheet (2 pages);

Application No. 10/781,773

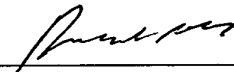
Reply to Patent Office Communication Dated December 20, 2004

9. Copy of patent application (52 pages including specification and claims) and 15 sheets of drawings;
10. Copy of executed Declaration and Power of Attorney for Patent Application (4 pages);
11. Copy of Official Filing Receipt mailed 5-13-04;
12. Copy of date-stamped filing receipt dated May 20, 2004 with attached Request for Corrected Official Filing Receipt and copy of Official Filing Receipt;
13. Copy of Corrected Filing Receipt mailed 6-7-04;
14. Copy of Notice of Recordation of Assignment Document received August 24, 2004 with attached copy of Form PTO 1595 and copy of executed Assignment; and
15. Copy of Notice of Publication of Application received September 23, 2004.

The undersigned confirms this is a complete and accurate copy of Applicants' record of all of the correspondence between the Patent Office and Applicants. Applicants and the undersigned are not aware of any correspondence between the Patent Office and Applicants for the above-identified patent application that is not among Applicants' records.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



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Bradley D. Lytle  
Attorney of Record  
Registration No. 40,073

Customer Number

**22850**

Tel: (703) 413-3000  
Fax: (703) 413 -2220  
(OSMMN 06/04)